	Amplication No.	T
	Application No.	Applicant(s)
Notice of Allowability	09/943,645	MUSCHIK ET AL.
nous of Anomability	Examiner	Art Unit
	Sean E. Vincent	1731
The MAILING DATE of this communication appe All claims being allowable, PROSECUTION ON THE MERITS IS (herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT Re	(OR REMAINS) CLOSED in this app or other appropriate communication GHTS. This application is subject to	plication. If not included
1. This communication is responsive to <u>amendment filed August 23, 2004.</u>		
2. The allowed claim(s) is/are 1-15 and 21-25.		
3. \boxtimes The drawings filed on <u>30 August 2001</u> are accepted by the	Examiner.	
 4. Acknowledgment is made of a claim for foreign priority undanal	been received. been received in Application No	
Applicant has THREE MONTHS FROM THE "MAILING DATE" of noted below. Failure to timely comply will result in ABANDONME THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.	of this communication to file a reply of ENT of this application.	complying with the requirements
 A SUBSTITUTE OATH OR DECLARATION must be submit INFORMAL PATENT APPLICATION (PTO-152) which gives 	ted. Note the attached EXAMINER's s reason(s) why the oath or declarat	S AMENDMENT or NOTICE OF ion is deficient.
6. CORRECTED DRAWINGS (as "replacement sheets") must	be submitted.	
(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached		
1) 🗌 hereto or 2) 🔲 to Paper No./Mail Date		
(b) ☐ including changes required by the attached Examiner's Paper No./Mail Date	Amendment / Comment or in the Of	fice action of
Identifying indicia such as the application number (see 37 CFR 1.8 each sheet. Replacement sheet(s) should be labeled as such in the	(4(c)) should be written on the drawing	gs in the front (not the back) of
		•
 DEPOSIT OF and/or INFORMATION about the deposi attached Examiner's comment regarding REQUIREMENT For all the proof of the	OR THE DEPOSIT OF BIOLOGICA	ust be submitted. Note the L MATERIAL.
Attachment(s)		
1. Notice of References Cited (PTO-892)	5. ☐ Notice of Informal Pa	
2. Notice of Draftperson's Patent Drawing Review (PTO-948)	6. Interview Summary (F	
 Information Disclosure Statements (PTO-1449 or PTO/SB/08 Paper No./Mail Date 	Paper No./Mail Date), 7. ☐ Examiner's Amendme	ent/Comment
1. Examiner's Comment Regarding Requirement for Deposit	8. 🛛 Examiner's Statemen	it of Reasons for Allowance
of Biological Material	9. 🔲 Other	

Art Unit: 1731

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows:

In claim 23, line 3: "Robax" has been capitalized to read -ROBAX--.

In claim 25, line 4: "Robax" has been capitalized to read -ROBAX--.

REASONS FOR ALLOWANCE

- 2. The following is an examiner's statement of reasons for allowance: The prior art does not teach or fairly suggest methods of refining glass as claimed in which the glass contains no nitrates and the oxidation state of the glass is controlled with oxygen bubbling as claimed. Prior art methods of nitrate reduction or elimination from glass melts were focused on the use of other oxidizing agents. It would not have been obvious to remove nitrate refining agents and use oxygen bubbling instead.
- 3. The use of the trademark "ROBAX" in claims 23 and 25 is acceptable in light of the clear definition of the term on page 18 of applicant's specification. The word "Robax" has been capitalized herein as any trademark should be.
- 4. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue

Application/Control Number: 09/943,645

Art Unit: 1731

fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for

Allowance."

5. Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Sean E. Vincent whose telephone number is (571) 272-1194.

The examiner can normally be reached on M - F (8:30 - 6:00).

6. If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Steven P. Griffin can be reached on (571) 272-1189. The fax phone number for the

organization where this application or proceeding is assigned is 703-872-9306.

7. Information regarding the status of an application may be obtained from the Patent

Application Information Retrieval (PAIR) system. Status information for published applications

may be obtained from either Private PAIR or Public PAIR. Status information for unpublished

applications is available through Private PAIR only. For more information about the PAIR

system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR

system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Sean E Vincent Primary Examiner Page 3

Art Unit 1731

S Vincent

Wednesday, November 10, 2004